

M13740/47538

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION

ALFONSO MELITON,

Plaintiff,

vs.

NO. 05 2184 MI/B

WEPFER MARINE, INC.,

Defendant.

**<sup>TMP</sup>  
PROPOSED ORDER ON MOTION TO AMEND COMPLAINT**

It appearing that the plaintiff, Alfonso Meliton, has moved the court for an order pursuant to Rule 15.01 for leave to amend his complaint by changing the following paragraph:

7. Wepfer improperly classified Mr. Meliton as a "seamen" in order to avoid paying overtime as required by the act. Mr. Meliton's work was not done on a boat which was a means of transportation as required by the act for exemption. He worked on a permanently stationary barge that has been converted to Wepfer's offices.

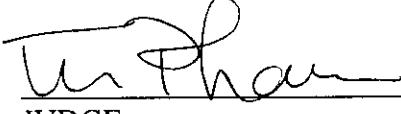
Defense counsel neither consents to nor has any objection to said motion.

It is therefore, ORDERED, ADJUDGED AND DECREED that the plaintiff may amend his complaint as follows:

7. Wepfer improperly classified Mr. Meliton as a "seamen" in order to avoid paying overtime as required by the act. Mr. Meliton's work was not done on a boat which was a means of transportation as required by the act for exemption. He worked on a permanently stationary barge that has been converted to Wepfer's offices.

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 5-18-05

(9)



\_\_\_\_\_  
Mr. Phair

JUDGE

DATE: 5/17/05

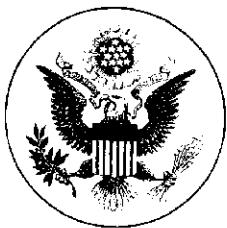
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THOMASON, HENDRIX, HARVEY,  
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By: \_\_\_\_\_

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This notice confirms a copy of the document docketed as number 9 in case 2:05-CV-02184 was distributed by fax, mail, or direct printing on May 18, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT